

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-8797-2020
Decided on : 28.02.2020

Sahiba

..... Petitioner

Versus

State of Haryana & ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Afzal Hussain, Advocate
for the petitioner.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439(2) Cr.PC for cancellation of anticipatory bail granted to respondent No.2 by Addl. Sessions Judge, Mewat vide order dated 11.02.2020 in case FIR No.11 dated 10.01.2020 registered under Sections 498-A, 323, 406 and 506 IPC at Police Station Punhana, District Nuh.

Learned counsel for the petitioner contends that the petitioner was subjected to continuous physical and mental harassment and cruelty by respondent No.4, however, learned Court below failed to appreciate the same while granting anticipatory bail to respondent No.4, who happens to be her husband. Not only this, after the grant of anticipatory bail by the Court below, respondent No.4 and his family have been continuously harassing and threatening her with dire consequences to accede to their demands. Hence, a prayer has been made that the extra ordinary concession of anticipatory bail granted to respondent No.4 be cancelled.

I have heard learned counsel for the petitioner and gone through the impugned order passed by the Court below.

This Court does not find any valid reason, which would warrant the cancellation of bail granted to respondent No.4 by the Court below as only bald allegations of threat having been extended to the petitioner of dire consequences have been made and no material whatsoever has been placed on record or brought to the notice of this Court to substantiate the said allegations. The least the petitioner could have done was to inform the authorities concerned about the alleged threats. However, on an inquiry put to learned counsel for the petitioner, it transpires that no complaint was ever made by the petitioner to the police.

In the circumstances, it cannot be said that the concession of anticipatory bail granted by the Court below to respondent No.4 had been misused by him. Accordingly, the present petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

28.02.2020

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Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No